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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 ADRIAN LEWIS CHATEN,

10 Plaintiff,

11 v.

No. C09-5615 RJB

12 RON VAN BOENING, DANIEL  
13 FITZPATRICK, MIKE HINES,  
MICHAEL A. FLEMMING, RYAN T.  
DENZER, and GEORGE GILBERT,

14 Defendants.

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

15 This matter comes before the Court on Report and Recommendation of Magistrate Judge  
16 Karen L. Strombom. Dkt. 62. The Magistrate Judge recommends that Plaintiff's motion for  
17 summary judgment should be denied and Defendants' motions to strike and for summary  
18 judgment should be granted. *Id.* The Plaintiff has not filed objections to the Report and  
19 Recommendation.

20 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen  
21 L. Strombom, and the remaining record, does hereby find and **ORDER:**

- 22 (1) The Court adopts the Report and Recommendation.
- 23 (2) Plaintiff's Motion for Summary Judgment (Dkt. 51) is **DENIED**; Defendants'  
24 Motions to Strike (Dkt. 60) and for Summary Judgment (Dkt. 56) are  
25 **GRANTED**; all claims against Defendants are **DISMISSED WITH**  
26 **PREJUDICE.**

1 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for  
2 Defendants and to the Hon. Karen L. Strombom.

3 **DATED** this 21st day of November, 2011.

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6 ROBERT J. BRYAN  
7 United States District Judge  
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